

AMENDED IN SENATE JULY 15, 2003

AMENDED IN ASSEMBLY JUNE 3, 2003

AMENDED IN ASSEMBLY MAY 5, 2003

AMENDED IN ASSEMBLY APRIL 21, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 1244

Introduced by Assembly Members Chu and Dutra

February 21, 2003

An act to amend Sections 17073.15, 17073.20, and 17074.10 of the Education Code, relating to school facilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 1244, as amended, Chu. School facilities funding: modernization.

Existing law, the Leroy F. Greene School Facilities Act of 1998, requires the State Allocation Board to allocate to applicant school districts, prescribed per-unhoused-pupil state funding for construction and modernization of school facilities, including hardship funding, and supplemental funding for site development and acquisition.

Existing law makes eligible for state funding a permanent school building that is more than 25 years old, or a portable classroom that is at least 20 years old, and that prior to November 4, 1998, had not been previously modernized with state funding.

This bill would delete the eligibility requirement that a school building not have been previously modernized with state funding and would, instead, ~~permit a subsequent modernization apportionment to be~~

~~approved only if the permanent school building or portable classroom has not previously been modernized within the 15 years immediately preceding the apportionment~~ allow an additional apportionment to be made for the modernization of permanent school buildings every 25 years following the date of the previous apportionment and, in the case of portable classrooms, every 20 years after the date of the previous apportionment. The bill would require the board to consider any state modernization funding that has been previously granted within the immediately preceding 25-year or 20-year period, as appropriate, and to adjust the per-pupil amount in light of those previous modernizations.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 17073.15 of the Education Code is
- 2 amended to read:
- 3 17073.15. A school district shall be eligible to receive an
- 4 apportionment for modernization of permanent school buildings
- 5 that are more than 25 years old, or, in the case of portable
- 6 classrooms, that are included in the determination of the existing
- 7 school building capacity pursuant to Section 17071.30, that are at
- 8 least 20 years old. ~~Subsequent modernization apportionments may~~
- 9 ~~be approved only if the permanent school building or portable~~
- 10 ~~classroom has not received funding for modernization under this~~
- 11 ~~chapter within the 15 years immediately preceding the~~ A school
- 12 district is eligible to receive an additional apportionment for the
- 13 modernization of a permanent school building every 25 years after
- 14 the date of the previous apportionment and for the modernization
- 15 of a portable classroom every 20 years after the date of the
- 16 previous apportionment.
- 17 SEC. 2. Section 17073.20 of the Education Code is amended
- 18 to read:
- 19 17073.20. Funding may be approved for the modernization of
- 20 any permanent school building that is more than 25 years old, or,
- 21 in the case of any portable classroom, that is included in the
- 22 determination of the existing school building capacity pursuant to
- 23 Section 17071.30, that is more than 20 years old.



1 SEC. 3. Section 17074.10 of the Education Code is amended
2 to read:

3 17074.10. (a) The board shall determine the total funding
4 eligibility of a school district for modernization funding by
5 multiplying the following amounts by each pupil of that grade
6 level housed in permanent school buildings that are at least 25
7 years old or portable classrooms that are at least 20 years old:

8 (1) Two thousand two hundred forty-six dollars (\$2,246) for
9 each elementary pupil.

10 (2) Two thousand three hundred seventy-six dollars (\$2,376)
11 for each middle school pupil.

12 (3) Three thousand one hundred ten dollars (\$3,110) for each
13 high school pupil.

14 (b) The board shall annually adjust the factors set forth in
15 subdivision (a) according to the adjustment for inflation set forth
16 in the statewide cost index for class B construction, as determined
17 by the board.

18 (c) The board may adopt regulations to be effective until July
19 1, 2000, that adjust the amounts identified in this section for
20 qualifying individuals with exceptional needs, as defined in
21 Section 56026. The regulations shall be amended after July 1,
22 2000, in consideration of the recommendations provided pursuant
23 to Section 17072.15.

24 (d) It is the intent of the Legislature that the amounts provided
25 pursuant to this article for school modernization not include
26 funding for administrative and overhead costs.

27 (e) For a school district having an enrollment of 2,500 or less
28 for the prior fiscal year, the board may approve a supplemental
29 apportionment of up to two thousand five hundred dollars (\$2,500)
30 for any modernization project assistance. The amount of the
31 supplemental apportionment shall be adjusted in 2001 and every
32 year thereafter by an amount equal to the percentage adjustment
33 for class B construction.

34 (f) For school buildings eligible for modernization funding, the
35 board shall consider any state modernization funding that has been
36 previously granted within the immediately preceding 25-year or
37 20-year period, as appropriate, and shall adjust the per-pupil
38 amount in light of those previous modernizations. In making the
39 adjustment, the board shall consider the extent of work performed

- 1 under those previous modernization projects, and the work needed
- 2 to adequately extend the life or usefulness of the current building.

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